

# House File 2346 - Introduced

HOUSE FILE 2346

BY COMMITTEE ON PUBLIC SAFETY

(SUCCESSOR TO HF 2093)

## A BILL FOR

- 1 An Act requiring vehicle identification information to be
- 2 provided in a no-contact or protective order, and making
- 3 penalties applicable.
- 4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 664A.2, subsection 2, Code 2022, is  
2 amended to read as follows:

3 2. A protective order issued in a civil proceeding shall  
4 be issued pursuant to [chapter 232](#), [235F](#), [236](#), [236A](#), [598](#), or  
5 915. A respondent identified in a protective order shall  
6 comply with section 664A.3A. ~~Punishment for a~~ A violation of  
7 a protective order ~~shall be imposed~~ is punishable pursuant to  
8 section 664A.7.

9 Sec. 2. NEW SECTION. **664A.3A Vehicle identification**  
10 **information required.**

11 1. A no-contact order issued pursuant to section 664A.3  
12 or a protective order issued as described in section 664A.2,  
13 subsection 2, shall include the identification information  
14 regarding any vehicle the defendant or respondent owns or  
15 operates, including but not limited to a vehicle the defendant  
16 or respondent operates in the regular course of the defendant's  
17 or respondent's employment or occupation and a vehicle owned  
18 by or registered to another person in the defendant's or  
19 respondent's household.

20 2. *a.* The defendant or respondent shall file the  
21 identification information with the clerk of court within  
22 ten days after receiving service of the no-contact order or  
23 protective order. The clerk of court shall notify the court if  
24 the identification information is not timely filed.

25 *b.* Following the initial filing under paragraph "a", the  
26 defendant or respondent shall provide to the clerk of court any  
27 new or updated identification information within five business  
28 days of the change in identification information occurring.

29 3. A defendant or respondent who fails to timely file the  
30 identification information or who fails to timely notify the  
31 clerk of court of any new or updated identification information  
32 pursuant to subsection 2 shall be held in contempt of court and  
33 punished pursuant to chapter 665.

34 4. As used in this section:

35 *a.* "Identification information" includes a vehicle's make,

1 model, model year, color, and vehicle registration plate  
2 number, if applicable.

3     *b. "Vehicle"* means a motor vehicle or vehicle, as those  
4 terms are defined in section 321.1, or a vessel as defined in  
5 section 462A.2.

6                                   EXPLANATION

7                   The inclusion of this explanation does not constitute agreement with  
8                   the explanation's substance by the members of the general assembly.

9     Under current law, when a person is taken into custody for  
10 certain contempt proceedings pursuant to Code section 236.11 or  
11 236A.12, or arrested for domestic abuse assault, harassment,  
12 stalking, sexual abuse in the first, second, or third degree,  
13 or any other public offense for which there is a victim,  
14 and the person is brought before a magistrate for initial  
15 appearance, the magistrate must enter a no-contact order if  
16 the magistrate finds probable cause that any public offense  
17 or a violation of a no-contact order, protective order, or  
18 consent agreement has occurred and the presence of or contact  
19 with the defendant poses a threat to the safety of the alleged  
20 victim, persons residing with the alleged victim, or members of  
21 the alleged victim's family. A protective order issued in a  
22 civil proceeding must be issued pursuant to Code chapter 232  
23 (juvenile justice), 235F (elder abuse), 236 (domestic abuse),  
24 236A (sexual abuse), 598 (dissolution of marriage and domestic  
25 relations), or 915 (victim rights).

26     This bill requires a defendant or respondent, as applicable,  
27 to provide identification information regarding any motor  
28 vehicle, vehicle, or vessel the defendant or respondent owns  
29 or operates, including the make, model, model year, color, and  
30 vehicle registration plate number, if applicable. A defendant  
31 or respondent must also provide identification information  
32 about a vehicle or vessel the defendant or respondent operates  
33 in the regular course of the defendant's or respondent's  
34 employment or occupation and a vehicle or vessel owned by or  
35 registered to another person in the defendant's or respondent's

1 household.

2     The defendant or respondent must file the identification  
3 information with the clerk of court within 10 days after  
4 receiving service of the no-contact order or protective order.  
5 The clerk of court must notify the court if the identification  
6 information is not timely filed.

7     Following the initial filing of the identification  
8 information, the defendant or respondent must provide to the  
9 clerk of court any new or updated identification information  
10 within five business days of the change in identification  
11 information occurring.

12     A defendant or respondent who fails to timely file the  
13 identification information or who fails to timely notify the  
14 clerk of court of any new or updated identification information  
15 must be held in contempt of court and punished pursuant to Code  
16 chapter 665.

17     A person held in contempt under Code chapter 665 by a  
18 district judge, district associate judge, or an associate  
19 juvenile judge may be ordered to pay a fine not exceeding \$500  
20 or imprisoned in a county jail for up to six months, or both. A  
21 person held in contempt by a judicial magistrate may be ordered  
22 to pay a fine not exceeding \$100 or imprisoned in a county jail  
23 for up to 30 days.